

designate third-party packaging testing agencies, for the purpose of certifying the conformance of United States (U.S.) export packaging designs with the United Nations (U.N.) standards. The final rule under HM-194 has an effective date of July 1, 1985.

EFFECTIVE DATE: July 1, 1985. However, compliance with the regulations as amended is authorized as of March 13, 1985.

FOR FURTHER INFORMATION CONTACT: Thomas J. Charlton, Chief, Standards Division, Office of Hazardous Materials Regulation, Materials Transportation Bureau, Department of Transportation, Washington, D.C. 20590. (202-426-2075).

SUPPLEMENTARY INFORMATION: This document reestablishes § 107.402(b)(4)(iv) of Title 49 CFR, Parts 100-177, which was inadvertently omitted in Docket HM-194. Due to a typographical error, this subparagraph was not republished in the *Federal Register* under Docket HM-194 on March 13, 1985.

The final rule published under HM-194 amended 49 CFR Part 107 of the Hazardous Materials Regulations in order to establish requirements that designate third-party testing agencies to certify the conformance of U.S. export packagings with the U.N. standards for packagings. The requirements are voluntary for shippers and container manufacturers.

The Materials Transportation Bureau has determined that this document will not result in a "major rule" under the terms of Executive Order 12291 or a significant regulation under DOT's regulatory policy and procedures (44 FR 11034), nor require an environmental impact statement under the National Environmental Policy Act (49 U.S.C. 4321 et seq.).

Based on limited information available concerning size and nature of entities likely to be affected by this amendment, I certify that this amendment will not have a significant

economic impact on a substantial number of small entities because the overall economic impact of this amendment will be minimal. A regulatory evaluation and environmental assessment of the final rule are available for review in the docket. The economic impact of this document has been found to be so minimal that further evaluation is unnecessary.

List of Subjects in 49 CFR Part 107

Hazardous materials transportation, Administrative practice and procedure.

In consideration of the forgoing, *Federal Register* document (FR Docket 85-6028), published on March 13, 1985, under Docket HM-194 is hereby amended as follows

PART 107—HAZARDOUS MATERIALS PROGRAM PROCEDURES

1. On page 10062, at the bottom of the third column, § 107.402, paragraph (b)(4) is corrected by redesignating paragraph (iii) as paragraph (iv) and adding new paragraph (iii) to read as follows:

§ 107.402 Application for designation as an approval or certification agency.

* * * * *

(b) * * *

(4) * * *

(iii) The ability to conduct or monitor and evaluate test procedures and results; and

(iv) The ability to review and evaluate the qualifications of materials and fabrication procedures.

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(49 U.S.C. 1804, 1805, 1808; (49 CFR 1.53 Appendix A to Part 1))

Issued in Washington, D.C. on April 18, 1985.

L.D. Santman,

Director, Materials Transportation Bureau.

[FR Doc. 85-9789 Filed 4-23-85; 8:45 am]

BILLING CODE 4910-60-M

DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration

49 CFR Part 107

[Docket No. HM-194; Amdt. No. 107-13]

Designation of Testing Agencies; United Nations Packagings; Correction

AGENCY: Materials Transportation Bureau (MTB), Research and Special Programs Administration, DOT.

ACTION: Final rule; correction.

SUMMARY: This document corrects an error of omission found under § 107.402(b)(4) of a final rule published under Docket HM-194 (50 FR 10060), which amended the Hazardous Materials Regulations (49 CFR Part 107) by establishing requirements that